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U.S. PTO

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Attorney Docket No.: SUN-P6488

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

| | | | |
|---|---------------|---|---------------------|
| I hereby certify that this transmittal of the below described documents is being deposited with the United States Postal Service in an envelope bearing Express Mail Postage and an Express Mail label, with the below serial number, addressed to the Commissioner of Patents and Trademarks, Washington, D.C., 20231, on the below date of deposit. | | | |
| Express Mail Label No.: | EL864469544US | Name of Person Making the Deposit: | Anthony Chou |
| Date of Deposit: | 09/17/01 | Signature of the Person Making the Deposit: | <i>Anthony Chou</i> |

Inventor(s): Ebrahim Hashemi

Title: METHOD AND SYSTEM FOR LEVERAGING SPARES IN A DATA STORAGE SYSTEM INCLUDING A PLURALITY OF DISK DRIVES

The Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Transmittal of a Patent Application
(Under 37 CFR §1.53)

Transmitted herewith is the above identified patent application, including:

- Specification, claims and abstract, totaling 44 pages.
 Formal drawings, totaling _____ pages.
 Informal drawings, totaling 10 pages.
 Declaration and Power of Attorney.
 Information Disclosure statement.
 Form 1449
 Assignment(s)
 Assignment Recordation Form (duplicate)
 Preliminary Amendment
 Request and Certification under 35 U.S.C. 122(b)(2)(B)(i)
 Other: _____

FEES DUE

The fees due for filing the specification pursuant to 37 C.F.R. § 1.16 and for recording of the Assignment, if any, are determined as follows:

| CLAIMS | | | | | |
|--|---------------|-----------|--------------|---------|-----------------|
| | NO. OF CLAIMS | | EXTRA CLAIMS | RATE | FEES |
| Basic Application Fee | | | | | \$710.00 |
| Total Claims | 21 | Minus 20= | 1 | X \$18= | \$18.00 |
| Independent Claims | 3 | Minus 3= | 0 | X \$80= | \$0.00 |
| If multiple dependent claims are presented, add \$260.00 | | | | | \$0.00 |
| Add Assignment Recording Fee of \$40.00 If Assignment document is enclosed | | | | | \$40.00 |
| TOTAL APPLICATION FEE DUE | | | | | \$768.00 |

PAYMENT OF FEES

The full fee due in connection with this communication is provided as follows:

1. Not enclosed

No filing fee is to be paid at this time.

2. Enclosed

Filing fee

Recording assignment

Petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached

For processing an application with specification in a non-English language

Processing and retention fee

Fee for international-type search report

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085. A duplicate copy of this authorization is enclosed.

A check in the amount of \$768.00

Charge any fees required or credit any overpayments associated with this filing to Deposit Account No.: 23-0085.

This application is filed pursuant to 37 C.F.R. § 1.53 in the name of the above-identified Inventor(s).

Please direct all correspondence concerning the above-identified application to the following address:

WAGNER, MURABITO & HAO LLP
Two North Market Street, Third Floor
San Jose, California 95113
(408) 938-9060

This transmittal ends with this page.

Respectfully submitted,

By:

Lin C. Hsu
Reg. No. 46,315

Date: 17 September 2001